

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  OMNIPLEX COMMUNICATIONS GROUP, L.L.C.	DOCKET NOS. TCU-00-48 WRU-00-60-3480
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**ORDER APPROVING APPLICATION, GRANTING WAIVERS, AND  
APPROVING CONCURRENCE IN MAPS**

(Issued October 4, 2000)

On August 18, 2000, Omniplex Communications Group, L.L.C. (Omniplex), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide resold and facilities-based local exchange services. The application has been identified as Docket No. TCU-00-48. Omniplex has provided the qualifications of its company officers and financial statements. Additionally, Omniplex states that it intends to provide service in the service territories of Qwest Corporation (Qwest), Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom (Iowa Telecom), and Frontier Communications of Iowa, Inc. (Frontier), and adopts the local exchange maps and descriptions and any subsequent modifications to the maps of the three companies. Omniplex states that it will provide full 2-PIC methodology for dialing parity.

Iowa Code § 476.29(2) provides that the local exchange carrier shall not be denied a certificate if the Utilities Board (Board) finds that the applicant "possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with public interest." The Board has reviewed Omniplex's application and finds the necessary technical, financial, and managerial ability to provide local exchange service has been demonstrated. The Board finds that it is consistent with the public interest to approve the application.

Omniplex requested waivers of three Board rules. The request was identified as Docket No. WRU-00-60-3480. Omniplex requested a waiver of 199 IAC 16.5(2), which requires it to keep its records according to the uniform system of accounts. Omniplex states that it employs an accounting system in accordance with generally accepted accounting principles (GAAP). The Board finds that this waiver should be granted, since records kept in accordance with GAAP accounting are acceptable for a competitive local exchange service provider.

Omniplex requests the waiver of 199 IAC 18.2, which requires that utilities keep their records in Iowa. The Board will grant this waiver based upon the statement of Omniplex that it will make the records available to the Board upon request.

Omniplex also requested the Board waive 199 IAC 22.3(1), requiring it to independently publish a directory. The Board will grant this waiver since Omniplex does not have a sufficient number of customers to warrant publishing a directory and

Omniplex has stated that it will provide for the listing of its customers in the appropriate local directory.

Omniplex also states its service area will mirror the service territory of Qwest, Iowa Telecom, and Frontier and that it concurs in the current maps and any future modifications to the maps of those companies. Iowa Code § 476.29(4) requires that each certificate define the service territory in which land-line local telephone service will be provided and authorizes the Board to promulgate rules establishing requirements for filing maps showing the service territory. Subrule 199 IAC 22.20(3) requires that all utilities have on file with the Board maps that show exchange boundaries. The Board finds by the adoption of the exchange service areas and the service territory maps of Qwest, Iowa Telecom, and Frontier that Omniplex has complied with the requirements of Board rules and Iowa statutes.

Omniplex has not filed proposed tariffs for Board approval, but states that it will file proposed tariffs for approval before it provides service in the state of Iowa. The Board finds that a certificate should not be issued to Omniplex until it has approved tariffs on file.

**IT IS THEREFORE ORDERED:**

1. The application for a certificate of public convenience and necessity filed by Omniplex Communications Group, L.L.C., on August 18, 2000, is approved, subject to the requirement that follows.
2. Upon approval of tariffs to reflect the prices, terms, and conditions of local exchange service in Iowa offered by Omniplex Communications Group, L.L.C.,

the Board will issue a certificate of public convenience and necessity allowing Omniplex to provide local exchange service in Iowa. At the time Omniplex Communications Group, L.L.C., files proposed tariffs, it must give notice to all affected local exchange carriers.

3. The request for waivers of 199 IAC 16.5(2), 18.2, and 22.3(1) is granted as described in this order.

4. The concurrence in the local exchange maps and service territory maps of Qwest Corporation, Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, and Frontier Communications of Iowa, Inc., is approved.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Sharon Mayer  
Executive Secretary, Assistant to

/s/ Diane Munns

Dated at Des Moines, Iowa, this 4<sup>th</sup> day of October, 2000.